

**MINUTES OF THE MEETING OF THE
BOARD OF PSYCHOLOGY**
July 17, 2015

These minutes were
approved by the Board
on September 18, 2015

ORAL EXAMINATION ADMINISTRATION 10 am to 11am

The following candidates were administered the examination and received a passing score:

Hinojos, Belinda
Reeve, Cassie
Sjuts, Tara
Terry, Megan

1. ROLL CALL

The meeting of the Board of Psychology was called to order by the Chair, Dr. Carver, at 11:02 a.m. in Lower Level F, State Office Building, 301 Centennial Mall South, Lincoln, Nebraska. Copies of the agenda were mailed to the Board members and other interested parties in accordance with the Open Meetings Law. The following members answered the roll call:

<u>MEMBERS</u> David Carver, PhD John Curran, PhD Christy Rentmeester, PhD Gregory Snyder, PhD Jerry Van Winkle, PsyD	<u>BOARD REPRESENTATION</u> Chair Member Member Member Secretary
<u>MEMBERS ABSENT</u> Mark Weilage, PhD	Vice-Chair (entered meeting at 11:09 a.m.)
<u>OTHERS PRESENT</u> Kris Chiles Nancy Herdman Julie Agena Dennis Scott Peggy Persell	<u>AGENCY REPRESENTATION</u> Licensure Unit Licensure Unit Assistant Attorney General Investigator Program Manager, Investigations

2. ADOPTION OF AGENDA

MOTION: Snyder moved, seconded by Van Winkle, to adopt the agenda. A roll call vote was taken. Voting aye: Carver, Curran, Rentmeester, Snyder, Van Winkle (5). Voting nay: None (0). Absent: Weilage (1). Motion carried.

3. APPROVAL OF MINUTES (5-15-15)

Corrections requested to the minutes:

- On page 2, Snyder was incorrectly spelled as "Synder."

MOTION: Van Winkle moved, seconded by Curran, to approve the minutes of 5-15-15 as corrected. A roll call vote was taken. Voting aye: Carver, Curran, Rentmeester, Snyder, Van Winkle (5). Voting nay: None (0). Abstain: None (0). Absent: Weilage (1). Motion carried.

4. INVESTIGATIVE REPORTS AND OTHER CONFIDENTIAL INFORMATION – CLOSED SESSION

MOTION: Rentmeester moved, seconded by Snyder, to enter into closed session at 11:05 a.m. Carver announced that the purpose was to hear discussions of an investigative/confidential nature and for the prevention of needless injury to the reputation of the individuals. A roll call vote was taken. Voting aye: Carver, Curran, Rentmeester, Snyder, Van Winkle (5). Voting nay: None (0). Absent: Weilage (1). Motion carried.

11:09 a.m. - Weilage entered meeting
11:35 a.m. - Van Winkle departed meeting (conflict)
11:38 a.m. - Van Winkle entered meeting
11:41 a.m. - Persell departed meeting
11:46 a.m. - Snyder departed meeting
11:47 a.m. - Agena, Chiles, Herdman departed meeting
11:50 a.m. - Agena entered meeting
11:55 a.m. - Agena departed meeting
12:22 a.m. - Snyder entered meeting
12:24 a.m. - Break
Chiles and Herdman entered meeting

MOTION: Weilage moved, seconded by Curran, to enter into open session at 12:49 p.m. A roll call vote was taken. Voting aye: Carver, Curran, Rentmeester, Snyder, Van Winkle, Weilage (6). Voting nay: None (0). Voting abstain: None (0). Absent: None (0). Motion carried.

12:49 a.m. - Kevin Greiss, Department attorney, entered meeting
1 public person entered meeting

5. REVIEW AND RECOMMENDATIONS – OPEN SESSION

a. Applications, Education and Reinstatements

Chiles reported there were no applications for review. Curran reported he had reviewed no equivalencies since the last meeting.

6. NEW BUSINESS

a. Discussion Relating to the United States Supreme Court Decision (*North Carolina State Bd. of Dental Examiners v. FTC*)

Griess stated that the Supreme Court decision would affect cease and desist orders. Cease and desist orders are issued by the Board on their own unlike other areas where the Board makes recommendations to the Department. Griess suggested that the Board defer issuing cease and desist orders until further discussion and direction has been provided. He commented that in those cases where it was clear that a person was providing scope of practice activities without a license a cease and desist might be issued. When asked what could be done if the Board could not issue cease and desist orders, Griess replied that the Attorney General's Office could file an injunction. He stated the legal department is researching the possibility of a legislative change from Board authority to Board recommendation.

b. Correspondence

• Association of State and Provincial Psychology Boards

Carver stated he would like to attend the ASPPB meeting in October and asked for Board approval for his attendance and funding.

MOTION: Weilage moved, seconded by Van Winkle, to approve funding for Carver to attend the ASPPB meeting in October 2015. A roll call vote was taken. Voting aye: Curran, Rentmeester, Van Winkle, Weilage (4). Voting nay: None (0). Voting abstain: Carver, Snyder (2). Absent: None (0). Motion carried.

- **American Psychological Association**

Carver reported that it was his understanding that there had not been a final decision on the lawsuit filed against APA for billing psychologist members a practice assessment. He stated it appeared that psychologists would be reimbursed the practice assessment.

- **Nebraska Psychological Association**

Carver reported that Colleen Carney, PhD presented a workshop on insomnia. He stated Yossef Ben-Porath, PhD would be presenting a workshop on the MMPI-2-RF in September and Eric Harris, Ed.D, J.D. would be presenting a workshop on the APA Insurance Trust in October.

Curran commented that he had attended a workshop on characteristics of happy people which was research based. He said that they talked about the opposite of depression being resilience.

c. Other

There was no other information to present.

6. UPDATES/REPORTS

- **2015 Legislation**

There was no information to report. Chiles indicated this standing agenda item would be removed from the agenda with the end of the session.

- **Rules and Regulations**

Carver asked if a chief medical officer had been appointed. Griess responded that no one had been appointed, but Tom Sefranek is acting as the interim chief medical officer. Chiles stated that Courtney Phillips, DHHS CEO was the acting Division Director. She commented that it was not likely that further action on the regulations would occur until after a Director was appointed.

Chiles asked the Board if they would like to remove this agenda item until such time as there was something to report. The Board responded that they wanted to leave it as an agenda item.

- **Justice Behavioral Health Committee (Carver/Weilage)**

Weilage stated his name should be removed as a representative as he is no longer on this Committee. He commented there had been some membership changes on the Committee and Julie Scott was now co-chair. Carver stated that the Probation Office was taking on more responsibility as mandated by legislation.

- **Licensure and Examination Statistics / Administrative Penalties**

Chiles reported the following since the May meeting:

Examination statistics

3 individuals passed the Board exam
4 individuals passed the EPP exam

Administrative penalties – none since the last meeting.

License statistics

30 day temporary practice	3
Provisional Psychologist	28
Psychological Assistant	101
Psychologist	499
Psychologist Associate	1
Temporary Psychologist	2

The Board discussed that a psychologist from another state who was providing telepsychology to Nebraska patients on a limited basis could apply for the 30 day temporary practice license or they could obtain a regular psychologist license.

- **Disciplinary and Non-Disciplinary Action Reports**

Chiles distributed the report for the time period since the May meeting and the list of psychologists and who they supervise.

8. ADJOURNMENT

MOTION: Van Winkle moved, seconded by Weilage, to adjourn. A roll call vote was taken. Voting aye: Carver, Curran, Rentmeester, Snyder, Van Winkle, Weilage (6). Voting nay: None (0). Voting abstain: None (0). Absent: None (0). Motion carried.

There being no further business, the meeting of the Board of Psychology adjourned at 1:27 p.m.

Respectfully submitted,

Jerry Van Winkle, PsyD, Secretary
Board of Psychology

**Next Meeting:
September 18, 2015**

Summarized by: Nancy Herdman, Health Licensing Coordinator – Licensure Unit